

### **REMARKS/ARGUMENTS**

Claims 1-3, 5, 6, 8, 9, 15, 20-24, 28-30, 48-55, 57-59, 64 and 67-74 are pending in the application. Non-elected Claims 4, 7, 10-14, 16-19, 25-27, 31-47, 56, 60-63, 65 and 66 have been withdrawn by the Examiner.

Independent Claims 1 and 57 have been amended to more clearly recite a composite panel having at least one glass sheet having a peripheral edge and at least one polymeric layer mounted in a frame, and at least one retainer extending from the frame inside the peripheral edge of the at least one glass sheet and at least partially embedded in the polymeric layer. Basis for the amended claim language is provided in the specification, for example, at page 6, paragraph [0052]. No issue of new matter is presented.

Independent Claim 48 has been amended to more clearly recite that the inner frame has opposing peripheral edges pivotally connected to the outer frame at the opposing peripheral edges of the inner frame. Basis for the amended language is provided in the specification, for example, at page 9, paragraphs [0064] and [0065], as well as Fig. 13. No issue of new matter is presented.

Claims 1-3, 5, 6, 8, 9, 15, 20-24 and 29-30 stand rejected under 35 U.S.C. § 102(e) as allegedly being anticipated by Lewkowicz U.S. 2003/0188498. According to the Office Action, Lewkowicz '498 discloses in Fig. 3 a blast resistant assembly including a frame (37), a composite panel having at least one glass sheet (27, 28) and at least one polymeric layer (30) mounted in the frame (37), and at least one retainer (42, 82, 89) extending from the frame (37) and at least partially embedded in the polymeric layer (30). The Examiner states that the retainer (82) is fastened or embedded through the polymeric layer (30) into the frame (37). It is submitted that amended independent Claim 1, as well as the claims that depend therefrom, are patentable over Lewkowicz '498.

As shown in Fig. 3 of Lewkowicz '498, the polymeric sheet 30 extends from the peripheral edges of the glass sheets 27 and 28, and is secured to the frame 37 by a molding element 42 which fastens the extended periphery 32 of the polymeric sheet 30 to the frame 37. In contrast, independent Claim 1 recites that the retainer must extend from the frame inside the peripheral edge of the at least one glass sheet and at least partially embedded in the polymeric

layer. No such structure is taught or suggested by Lewkowitz '498. Accordingly, Claim 1, and the claims that depend therefrom, are patentable over Lewkowitz '498.

Claims 48-51, 55, 57-59, 64 and 67-71 stand rejected under 35 U.S.C. § 103(a) as allegedly being unpatentable over Lewkowitz '498 in view of Bayley '791. According to the Office Action, Bayley '791 discloses in Fig. 1 a window assembly with an inner frame (20) pivotally connected to an outer frame (22). According to the Office Action, it would have been obvious to one skilled in the art to modify the blast resistant assembly of Lewkowitz '498 with the inner and outer frame structure of Bayley '791 for ventilation purposes. It is submitted that the presently claimed invention is patentable over Lewkowitz '498 and Bayley '791.

As shown in Fig. 1 of Bayley '791, one edge of an inner window frame member may be pivotally mounted inside an outer window frame member. The pivotal attachment allows the inner window structure to pivotally open with respect to the stationary outer frame structure.

In contrast, amended independent Claim 48 recites that the inner frame is pivotally connected to the outer frame at opposing peripheral edges of the inner frame. A non-limiting example of such a structure is illustrated in Fig. 13 of the present application, in which opposing peripheral side edges of the inner frame 74 are pivotally mounted to the outer frame 72, and opposing top and bottom peripheral edges of the inner frame 74 are pivotally mounted to the outer frame 72. As discussed, for example, at page 11, paragraph [0071] and shown in Fig. 21 of the specification, by providing pivotal attachment around the periphery of an inner frame member, blast resistance is improved by providing a resilient connection between the inner and outer frames which is capable of flexing when the window 20 is subjected to a blast force. Such a pivoting attachment structure in which the inner frame is pivotally attached at its opposing outer peripheries to the outer frame is not taught or suggested by Lewkowitz '498 or Bayley '791. Accordingly, independent Claim 48, and the claims that depend therefrom, are patentable over the prior art of record.

Independent Claim 57 has been amended in a similar manner as Claim 1 to recite that the at least one glass sheet of the composite panel has a peripheral edge, and that the retainer extends inside the peripheral edge of the at least one glass sheet and is at least partially embedded in the at least one polymeric layer. Claim 57 is patentable over Lewkowitz '498 for

the same reasons noted above in connection with Claim 1. Bayley '791 does not remedy the deficiencies of Lewkowitz '498. Accordingly, independent Claim 57, and the claims that depend therefrom, are patentable over the prior art of record.

In view of the foregoing amendments and remarks, it is submitted that Claims 1-3, 5, 6, 8, 9, 15, 20-24, 28-30, 48-55, 57-59, 64 and 67-74 are patentable over the prior art of record. Accordingly, an early Notice of Allowance of this application is respectfully requested.

In the event that any outstanding matters remain in connection with this application, the Examiner is invited to telephone the undersigned at (412) 263-4340 to discuss such matters.

Respectfully submitted,



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